

PTO/SB/21 (08-03)

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TRANSMITTAL FORM (to be used for all correspondence after initial filing)	Application Number	09/730,100	
	Filing Date	December 5, 2000	
	First Named Inventor	NOLAN et al.	
	Art Unit	1754 FAX 703 872 - 9310	
	Examiner Name	Anthony J. Kuhar	
Total Number of Pages in This Submission	12	Attorney Docket Number	Case 8121

ENCLOSURES (Check all that apply)	
<input checked="" type="checkbox"/> Fee Transmittal Form	<input type="checkbox"/> Drawing(s)
<input type="checkbox"/> Fee Attached	<input type="checkbox"/> Licensing-related Paper
<input checked="" type="checkbox"/> Amendment/Reply	<input type="checkbox"/> Petition
<input type="checkbox"/> After Final	<input type="checkbox"/> Petition to Convert to a Provisional Application
<input type="checkbox"/> Affidavits/declaration(s)	<input type="checkbox"/> Power of Attorney, Revocation, or Change of Correspondence Address
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<input type="checkbox"/> Express Abandonment Request	<input type="checkbox"/> Request for Refund
<input type="checkbox"/> Information Disclosure Statement	<input type="checkbox"/> CD, Number of CD(s)
<input type="checkbox"/> Certified Copy of Priority Document(s)	Remarks
<input type="checkbox"/> Response to Missing Parts/Incomplete Application	Extension of Time Fee based on FY 2003 Schedule since these papers are transmitted on 9/30/2003
<input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	
SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT	
Firm or Individual name	Eric Marich, Reg. No. 32,265 The Babcock & Wilcox Company - 1562 Beeson Street Alliance, OH 44601
Signature	<i>Eric Marich</i>
Date	September 30, 2003

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I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below.	
Typed or printed name	Eric Marich
Signature	<i>Eric Marich</i>
Date	September 30, 2003

This collection of information is required by 37 CFR 1.5. The information is required to obtain a patent (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.14. The amount of time you require to complete this form and/or suggestions for reducing this burden should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PTO/SB/17 (10-03)
through 07/31/2006. OMB 0851-0032
U.S. DEPARTMENT OF COMMERCE
displays a valid OMB control number.**FEE TRANSMITTAL**
for FY 2003

Effective 10/01/2003, Patent fees are subject to annual revision.

☐ Applicant claims small entity status. See 37 CFR 1.27**TOTAL AMOUNT OF PAYMENT** (\$ 930.00)**Complete if**

Application Number	09/730,10
Filing Date	December 2000
First Named Inventor	NOLAN et
Examiner Name	Anthony J
Art Unit	1754
Attorney Docket No.	Case 6121

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METHOD OF PAYMENT (check all that apply)☐ Check ☐ Credit card ☐ Money Order ☐ Other ☐ None☒ Deposit Account:Deposit
Account
Number
Deposit
Account
Name

50-1813

Babcock & Wilcox Co.

The Director is authorized to check all that apply)

☒ Charge fee(s) indicated below ☒ Credit any overpayments☒ Charge any additional fee(s) or any underpayment of fee(s)☒ Charge fee(s) indicated below, except for the filing fee to the above-identified deposit account.**FEE CALCULATION****1. BASIC FILING FEES**

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1001 770	2001 385	Utility filing fee	
1002 340	2002 170	Design filing fee	
1003 530	2003 265	Plant filing fee	
1004 770	2004 385	Reissue filing fee	
1005 160	2005 80	Provisional filing fee	
SUBTOTAL (1)			(\$ 0.00)

2. EXTRA CLAIM FEES FOR UTILITY AND REISSUE

Total Claims	Extra Claims	Fee from below	Fee Paid
Independent Claims	-3-	X	
Multiple Dependent			

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description
1202 18	2202 9	Claims in excess of 20
1201 88	2201 42	Independent claims in excess of 3
1203 290	2203 145	Multiple dependent claim, if not paid
1205 1930.00	2205 9	** Reissue claims in excess of 20 and over original patent

SUBTOTAL (2) (\$ 0.00)

**or number previously paid is greater. For Reissues, see above

FEE CALCULATION

(continued)

3. ADDITIONAL FEES

Large Entity Fee Code (\$)	Small Entity Fee Code (\$)	Fee Description	Fee Paid
1051 130	2051 65	Surcharge - late filing fee or oath	
1052 50	2052 25	Surcharge - late provisional filing fee or cover sheet	
1053 130	1053 130	Non-English specification	
1812 2,520	1812 2,520	For filing a request for ex parte reexamination	
1804 920*	1804 920*	Requesting publication of SIR prior to Examiner action	
1805 1,840*	1805 1,840*	Requesting publication of SIR after Examiner action	
1251 110	2251 55	Extension for reply in first month	
1252 420	2252 210	Extension for reply in second month	
1253 950	2253 475	Extension for reply in third month	930.00
1254 1,480	2254 740	Extension for reply in fourth month	
1255 2,010	2255 1,005	Extension for reply in fifth month	
1401 330	2401 165	Notice of Appeal	
1402 330	2402 165	Filing a brief in support of an appeal	
1403 290	2403 145	Request for oral hearing	
1451 1,510	1451 1,510	Petition to institute a public use proceeding	
1452 110	2452 55	Petition to revive - unavoidable	
1453 1,330	2453 665	Petition to revive - intentional	
1501 1,330	2501 665	Utility issue fee (or issue)	
1502 480	2502 240	Design issue fee	
1503 640	2503 320	Plant issue fee	
1460 130	1460 130	Petitions to the Commissioner	
1807 50	1807 50	Processing fee under 37 CFR 1.17(q)	
1808 180	1808 180	Submission of Information Disclosure Statement	
8021 40	8021 40	Recording each patent assignment per property (times number of properties)	
1809 770	2809 385	Filing a submission (37 CFR 1.129(a)) for final rejection	
1810 770	2810 385	For each additional submission to be examined (37 CFR 1.129(b))	
1801 770	2801 385	Request for Continued Examination (RCE)	
1802 900	1802 900	Request for expedited examination	

Other fee (specify)

*Reduced by Basic Filing Fee Paid

SUBTOTAL (3) (\$ 930.00)**SUBMITTED BY**

Name (Print/Type)	Eric Marich	Registration No. (Attorney/Agent)	32,265	Tel.	330-860-6710
Signature	<i>Eric Marich</i>	Date	September 30, 2003		

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<p align="center"><u>CERTIFICATE OF MAILING</u></p> <p>I hereby certify that this correspondence is being transmitted via facsimile to Examiner Anthony J. Kuhar, Art Unit 1754 facsimile telephone number 703-872-9310 at the United States Patent & Trademark Office, Commissioner for Patents, P.O. Box 1450, Arlington, VA 22313 on September 30, 2003</p> <p>By: <u>Eric Marich</u></p> <p>Dated: September 30, 2003</p>	<p align="right">Patent Atty. Docket: CASE 6121</p>
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of	:	
NOLAN et al.	:	METHOD FOR CONTROLLING
Filed: December 5, 2000	:	ELEMENTAL MERCURY
Serial No.: 09/730,100	:	EMISSIONS
Art Unit: 1754	:	
Examiner: Anthony J. Kuhar	:	(Case 6121)

Commissioner for Patents
P.O. Box 1450
Arlington, VA 22313

AMENDMENT AND PETITION FOR EXTENSION OF TIME

Sir:

Applicants hereby petition, under 37 CFR §1.136(a), for a three month extension of time within which to respond to the Examiner's Office Action mailed **March 31, 2003**; that is, up to and including **September 30, 2003**. Please charge the \$930.00 fee for this extension, as required under 37 CFR §1.17(a), to our Deposit Account No. 50-1813, as provided in the accompanying Transmittal.

In response to the Examiner's Office Action mailed **March 31, 2003**, please amend the above identified patent application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks begin on page 4 of this paper.